



CITY COUNCIL

Meeting Agenda

**REGULAR MEETING
COUNCIL CHAMBERS**

**MONDAY, FEBRUARY 12, 2007
7:00 P.M.**

OPENING MATTERS

CALL TO ORDER

INVOCATION: Rev. Miyoshi Schenck Bethel AME

PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS AND PRESENTATIONS

Council Commendations:

Celebrating Black History Month, certificates to be presented by Diana Rivera O'Bryant and accepted by:

William Hall
Wally Scott
Josephine Torres Boykins
Ronald Rouse

Presenting a commendation in honor of Black History Month, accepted by Edward Terrell. **A joint commendation issued by the Mayor and Council**

Commending Tyler Minicozzi for his show of selfless concern for the family of fallen Officer Scott Wertz.

**Oath of Office to Reading Police Department Chaplains and
Introduction to City Council.**

**Presentation of a Check from the Centre Park Historic District Block
Captains to the Public Works Department.**

PUBLIC COMMENT – AGENDA MATTERS:

Citizens have the opportunity to address the Council, by registering with the City Clerk before the start of the meeting. All remarks must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Any person making personally offensive or impertinent remarks or who shall become unruly while addressing Council may be called to order by the Presiding Officer, and may be barred from speaking before Council, unless permission to continue speaking is granted by the majority vote of Council.

All comments by the public shall be made from the speaker's podium. Citizens attending the meeting may not cross into the area beyond the podium. Any materials to be distributed to Council must be given to the City Clerk before the meeting is called to order. Those commenting on an agenda business shall speak at the beginning of the meeting and shall limit their remarks to 5 minutes. Those commenting on general matters shall speak after the legislative business is concluded and shall limit their remarks to 3 minutes.

No comments shall be made from any other location except the podium, and anyone making "out of order" comments may be subject to removal. There will be no demonstration at the conclusion of anyone's presentation. Citizens may not ask questions of Council member or other elected or public official in attendance.

APPROVAL OF AGENDA AND MINUTES

2. **AGENDA:** Council Meeting of February 12, 2007.

3. **MINUTES:** Council Meetings of January 22, 2006

4. CONSENT AGENDA

Award of Contract- to Grace Industries, Inc., 7171 Airport Road, Bath, PA, 18014, at a total bid price of \$142,925.00 for Playground Improvements at City Park Playground. **(Purchasing)**

Resolution- authorizing the installation of two street light fixtures at 1010 Greenwich Street and 1039 Greenwich Street. **(Traffic Engineering)**

Resolution- obtaining reimbursement from the Commonwealth for monies expended on the training of Officers Jason Freeman and David Lehman. **(Police Department)**

Resolution- authorizing the disposition of Purchasing records in accordance with the City of Reading document retention schedule. **(Purchasing)**

5. ADMINISTRATIVE REPORTS

6. FINANCE REPORT

7. REPORT FROM OFFICE OF THE AUDITOR

8. REPORTS FROM DIRECTORS & BOARDS AUTHORITIES AND COMMISSIONS

9. ORDINANCES FOR FINAL PASSAGE

Bill No. 2- Amending the City of Reading Fee Schedule by removing the fee assessed for the installation of handicap parking signs and renewal.

(Goodman-Hinnershitz) *Introduced at the 01/08/07 meeting of Council; discussed at the 01/08/07 Committee of the Whole meeting; tabled at the 01/22/07 meeting of Council.*

Bill No. 3- Amending Section 15-502 of the City of Reading Codified Ordinances, Parking Meter Zones, by adding two hour parking meter in the 100 block of Washington Street. **(Parking Authority/Council Staff) *Introduced at the 01/08/07 meeting of Council; discussed at the 01/08/07 Committee of the Whole meeting; tabled at the 01/22/07 meeting of Council.***

Bill No. 4- An ordinance amending the Codified Ordinances of the City of Reading, Chapter 6, Code Enforcement, Part 3, Section 9 Fees, Fee Schedule F-101, by adding a fee for the retrieval of EMS reports. **(Solicitor) *Introduced at the 01/08/07 meeting of Council; discussed at the 01/08/07 Committee of the Whole meeting; tabled at the 01/22/07 meeting of Council.***

Bill No. 11- amending the Police Promotional Ordinance by decreasing the life of the certified list from three years to two years - Part 8, Section 1- of the City of Reading Codified Ordinances **(Chief of Police & Solicitor) *Introduced at the 01/22/07 meeting of Council.***

Bill No. 12- amending the Administrative Code Part 1-191 – Section 5 Fire Marshal by deleting references to the department of community development and adding references to the codes office. **(Council Staff & Solicitor) *Introduced at the 01/22/07 meeting of Council.***

Bill No. 13- amending the Administrative Code, H. Department Organization, Section 1-189 by deleting references to the zoning, building, electrical, plumbing, heating, air conditioning, and such other related structural codes (**Council Staff & Solicitor**) ***Introduced at the 01/22/07 meeting of Council.***

Bill No. 14- transferring the ordinance restricting parking of trucks, trailers, and recreational vehicles from the Chapter 15 Motor Vehicles and Traffic to Chapter 10 Health and Safety, adding provisions for temporary parking permits at a fee of \$10, and requiring a warning notice prior to citation. (**Fuhs**) ***Reviewed and endorsed by the Legislative Aide Committee; introduced at the 01/22/07 meeting of Council.***

10. INTRODUCTION OF NEW ORDINANCES

Ordinance- establishing a Fire Diversity Board. (**Solicitor**)

11. RESOLUTIONS

Resolution- authorizing the Reading Regional Airport Authority to enter into an agreement with the Berks County Industrial Development Authority for the sale of property. (**Councilman Fuhs**)

Resolution- adopting the National Incident Management System (NIMS). (**Fire/Council Staff**)

Resolution- calling upon State and Federal officials to support the expansion of State Route 222. (**Council Staff**)

Resolution- appointing Dan Luckey to the Reading Redevelopment Authority. (**Administrative Oversight**)

Resolution- reappointing Michele Heizmann Lauter to the Reading Redevelopment Authority. (**Administrative Oversight**)

Resolution- appointing William Guthrie to the Historical Architectural Review Board. (**Administrative Oversight**)

Resolution- reappointing Brian Doerrman to the Stadium Commission. (**Administrative Oversight**)

Resolution- authorizing the Mayor to enter into a settlement with the Police Diversity Board. **(Solicitor)**

Resolution- authorizing the reallocation of salary in the amount of \$5,000.00 to the General Fund. **(Council Staff)**

PUBLIC COMMENT – GENERAL MATTERS
COUNCIL BUSINESS / COMMENTS

COUNCIL MEETING SCHEDULE

Committee of the Whole- Mon, February 12th, Council Office 5:00p.m.

Regular Meeting- Mon, February 12th, Council Chambers 7:00p.m.

Council Meeting with the Mayor- Wed, February 14th, Mayor's Office 4:00p.m.

Presidents Day- City Hall Closed, Mon, February 19th.

Public Safety Committee- Tues, February 20th, Council Office 5:00p.m.

Public Works Committee- Tues, February 20th, Council Office 5:00p.m.

Work Session- Tues, February 20th, Penn Room 7:00p.m.

Council Meeting with the Mayor- Wed, February 21st, Mayor's Office 4:00p.m.

Committee of the Whole- Mon, February 26th, Council Offices 5:00p.m.

Regular Meeting- Mon, February 26th, Council Chambers 7:00p.m.



AGENDA MEMO

FINANCE DEPARTMENT

TO: City Council
FROM: Heather Dunkle, Purchasing Coordinator
PREPARED BY: Heather Dunkle, Purchasing Coordinator
MEETING DATE: February 12, 2007
AGENDA MEMO DATE: February 7, 2007
RECOMMENDED ACTION: Awarding of Contract for Playground Improvements at City Park Playground for the Departments of Public Works and Community Development.

RECOMMENDATION

The recommendation is to award the contract to Grace Industries, Inc., 7171 Airport Road, Bath, PA, 18014, at a total bid price of \$142,925.00 for Playground Improvements at City Park Playground for the Departments of Public Works and Community Development. Grace Industries, Inc. is the low bidder to meet the specifications.

BACKGROUND

Bids for Playground Improvements at City Park Playground for the Departments of Public Works and Community Development were received on January 11, 2007. The bid award is based on various items which include renovations to the sites, safety surface installation and playground equipment installation.

BUDGETARY IMPACT

The Department of Community Development and Accounting have confirmed that funds sufficient for this contract have been included in Account Code 32-10-00-4216.

PREVIOUS ACTION

None

SUBSEQUENT ACTION

Formal action by Council is needed to award the contract at the February 12, 2007 meeting

RECOMMENDED BY

Mayor, Managing Director, Directors of Finance, Community Development and Public Works.

RECOMMENDED MOTION

Approve/Deny the recommendation for the purchase of Playground Improvements at City Park Playground in order that the contract may be awarded to Grace Industries, Inc.

AGENDA MEMO

TO: City Council
PREPARED BY: John Giardiello
MEETING DATE: February 12, 2007
AGENDA MEMO DATE: January 29, 2007
REQUESTED ACTION: Council approve a resolution directing Met-Ed Energy to install two company owned street light fixtures.

RECOMMENDATION:

The Administration recommends Council approve a resolution directing Met-Ed Energy to install and provide energy to two company owned street light fixtures. The fixtures will be a 100 watt high pressure sodium vapor, installed at the following locations:

- Pole #51079-37354 in front of 1010 Greenwich St.
- Pole #51108-37354 across from 1039 Greenwich St.

BACKGROUND:

Requested by Traffic Planner.

BUDGETARY IMPACT:

The cost to supply energy to these fixtures is \$12.30/month./fixture

PREVIOUS ACTION:

None

SUBSEQUENT ACTION:

None

RECOMMENDED BY:

Traffic Planner, Public Works Director, Managing Director and Mayor.

RECOMMENDED MOTION:

Approve the request to direct Met-Ed Energy to install two company owned street light fixtures.

CITY OF READING

RESOLUTION NO. _____

FOR ADDITIONAL STREET LIGHTS

WHEREAS, a contract was entered into by the City of Reading and Metropolitan Edison Company, (hereinafter Met-Ed), whereby said Company shall furnish lighting; and

WHEREAS, it is necessary and proper that additional lighting should be installed and maintained for the service, accommodation, convenience and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, that the City of Reading pursuant to the provisions and terms of the Company's applicable Rate Schedules and Riders, and the rules and regulations now on file and such rules and regulations, Rate Schedules and Riders hereafter filed from time to time and in effect with the Pennsylvania Public Utility Commission (hereinafter Tariff), do hereby repeal and replace Resolution 37-2006 and order and direct Met-Ed to furnish additional lighting consisting of:

Install and provide energy and total maintenance to two (2) Company owned, 100 watt, high pressure sodium vapor, cobrahead streetlights, located on wood pole 51079-37354 in front of 1010 Greenwich Street and on wood pole 51108-37354 across from 1039 Greenwich Street, within the City.

Payment to be made to Metropolitan Edison Company for the additional lighting at the rates specified in the Tariff.

Resolution adopted this _____ day of _____, 2007.

By: _____
President of Council

Attest:

City Clerk

I, _____, City Clerk of the City of Reading, do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the City at a meeting of said City duly called and held on the _____ day of _____, 2007.

Witness my hand and the seal of said City this _____ day of _____, 2007.

City Clerk

THIS RESOLUTION MUST BE COMPLETED BY POLITICAL
SUBDIVISION IF APPLYING FOR A POLICE OFFICER
TO ATTEND A BASIC TRAINING PROGRAM
(NOT NECESSARY WITH WAIVER REQUESTS)

RESOLUTION

RESOLUTION NO. _____

AND NOW, this _____ day of _____, the CITY OF READING
YEAR NAME OF POLITICAL SUBDIVISION
_____, of BERKS
NAME OF COUNTY

County, Pennsylvania, being desirous of obtaining reimbursement of monies for expenses incurred for officer
JASON G. FREEMAN & DAVID L. LEAMAN, pursuant to the training provisions of the Municipal Police
Officers' Education and Training Act, Act 120 of 1974, hereby enacts the following RESOLUTION:

BE IT RESOLVED by the CITY OF READING
NAME OF POLITICAL SUBDIVISION, and it is hereby resolved by the
authority of same:

THAT the CITY OF READING
NAME OF POLITICAL SUBDIVISION hereby agrees
that while receiving any funds from the Commonwealth of Pennsylvania pursuant to said Act, the
CITY OF READING
NAME OF POLITICAL SUBDIVISION shall adhere to the rules,
regulations and training standards established by the Municipal Police Officers' Education and
Training Commission.

IN WITNESS WHEREOF the CITY OF READING
NAME OF POLITICAL SUBDIVISION hereby authorizes the
execution and attestation of the RESOLUTION and the date first above written.

SEAL

by: _____
SIGNATURE - HEAD OF POLITICAL SUBDIVISION

TITLE - HEAD OF POLITICAL SUBDIVISION

[Signature]
SIGNATURE - CHIEF OF POLICE (IF APPLICABLE)

ATTEST:

SIGNATURE - SECRETARY

TYPED NAME

RESOLUTION NO. _____

Whereas, by virtue of Resolution No. 197-88 adopted April 28, 1988, the City of Reading declared its intent to follow the procedures for the disposition of records set forth in the Retention and Disposition Schedule for Records of Pennsylvania Municipalities issued on February 18, 1994; and

Whereas, in accordance with Act 235 of 1994 (as amended) each individual act of disposition shall be approved by resolution of the governing body of the municipality;

NOW THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

That in accordance with the above-cited schedule, Council authorizes the disposition of the following public records:

Division of Purchasing Bid Files, Tabulations, Purchase Orders, Invoices, and General Correspondences, for the years 1998 and 1999.

Passed Council _____, 2007

President of Council

Attest:

City Clerk

BILL NO. _____

AN ORDINANCE

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA BY REMOVING THE FEE ASSESSED FOR THE INSTALLATION OF HANDICAP PARKING SIGNS AND RENEWAL FROM THE CITY OF READING FEE SCHEDULE.

THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Eliminating the fee assessed for the installation of Handicap Parking signs from the City of Reading Fee Schedule.

SECTION 2. This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, or repassage by City Council over the Mayor's veto, in accordance with Section 219 of the City of Reading Home Rule Charter, or as set forth in Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2006

President of Council

Attest:

City Clerk

(Councilwoman Goodman-Hinnershitz)

Submitted to Mayor: _____
Date: _____

Received by the Mayor's Office: _____
Date: _____

Approved by Mayor: _____
Date: _____

Vetoed by Mayor: _____
Date: _____

(Exhibit A)

7. Permits.

Type Proposed Fee

Sidewalk Occupancy \$20

Sidewalk Repair/Opening 10

Pole Permit 30

Driveway Permit

Residential 100

Commercial 200

Building Line Surveys 2/FT

Dumpster 250

Handicap Parking ~~70~~0

Renewal Fee ~~5~~0

Type Proposed Fee

Onlot Sewage Suitability

Reading and Recording Two Deep Probes \$250

Additional Soil Probes 50

Observation to Six Hole Percolation 250

Permit Processing 100

Re-application Fee 50

Onlot Sewage Planning Module 50/Lot

Sanitary Sewer Planning Module \$500

Reading Parking Authority Memo

To: Reading City Council

From: Lawrence Lee
Executive Director, Reading Parking Authority
Date: Tuesday, 31 August 2005

Re: Residential Parking Zone – 100 Block North 2nd Street

Background

Article 15-502 of the City of Reading Traffic Ordinances provides for the creation of Parking Meter Zones which are meant to provide short term parking restrictions to allow the maximum amount of turn over for any particular area.

Previous Action Required / Completed

The Authority emplaced parking meters in the Zero Hundred block of 3rd Street across from the Chiarelli garage in March 2006 to alleviate long term parking in the area.

Review and Recommendation

The Reading Parking Authority has conducted the necessary analysis of the area and has concluded that potential customers are parking long term outside the garage rather than parking within the facility. Further, increased business from the Goggle Works, RACC Theater, proposed I-MAX Theater, and the new parking garage with extensive retail space necessitates short term parking restrictions to accommodate and compliment these initiatives.

Recommended Motion

Approve the addition of the 100 block of North Washington Street as a two-hour metered area.

**BILL NO. _____ 2007
A N O R D I N A N C E**

**AN ORDINANCE AMENDING SECTION 15-502 OF THE CITY OF READING
CODIFIED ORDINANCES PARKING METER ZONES BY ADDING 2 HOUR PARKING
METERS IN THE OF 100 BLOCK OF WASHINGTON STREET.**

SECTION 1. The City Council hereby amends Section 15-502 – Parking Meter Zones of the Codified Ordinances by adding 2 hour parking meters in the 100 block of Washington Street:

§15-502. Parking Meter Zones Established; Traffic Control Maps.

All municipal parking lots operated by the City of Reading or the Parking Authority of the City of Reading.

A. Parking meter zones shall be established and set forth by legend on the traffic control maps of the City; the provisions of this Section shall not become effective until the adoption of the traffic control maps by Council.

B. Parking meter zones are hereby established on the following streets, highways and blocks in the City of Reading and on municipal parking lots operated by the City or the Parking Authority of the City of Reading, as follows:

(1) Parking Meter Zone Number One (1 Hour Parking)

Cherry Street – 800, 600, 500, 400
Penn Street – 400, 500, 700, 800, 900
Washington Street – 700, 800
Court Street – 300, 400, 500, 600, 700, 800 (*500 has a mix of 30 Min. and 1 Hr.*)
Walnut Street – 400, 500
Reed Street – 100
Elm Street – 500
Church St – 000
South 3rd Street – 000
South 4th Street – 000
North 4th Street – 000
South 5th Street – 100
North 6th Street – 000, 100
South 6th Street – 000
South 8th Street – 000
North 8th Street – 100
South 9th Street – 000
North 9th Street – 000

(2) Parking Meter Zone Number Two (2 Hour Parking)

Cherry Street – 300
Penn Street – 200, 300
Franklin Street – 400, 500
Court Street – 200
Walnut Street – 600, 700, 800
North 3rd Street – 000 (*Meters added by Chiarelli Garage*)

North 5th Street – 100, 200, 300

South 6th Street – 100

North 6th Street – 200

North 9th Street – 100

Washington Street – 100

(3) Parking Meter Zone Number Three (½ Hour Parking)

Court Street – 500

North 5th Street - 000

(a) East side of North Fifth Street from Court Street to Washington Street.

(b) North side of Court Street from North Fifth Street to Church Street (Post Office).

SECTION 2. This Ordinance shall become effective ten (10) days after its approval, in accordance with Section 221 of the City of Reading Home Rule Charter.

BILL NO. _____2007

AN ORDINANCE AMENDING CODIFIED ORDINANCES OF THE CITY OF READING, CHAPTER 6 CODE ENFORCEMENT, PART 3, SECTION 9 FEES FEE SCHEDULE F-101 (ORDINANCE 95-2006) BY ADDING A FEE FOR RETRIEVAL OF

AN EMS REPORT AND AMENDING OTHER MATTERS THEREOF TO REQUIRE A RELEASE THEREFOR

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Amending Chapter 6 Code Enforcement, Part 3, Section 9 Fees (Ordinance 95-2006) as follows:

Fee Schedule shall be amended to add EMS Report to F-101 so that Fee F-101 reads as follows:

SECTION N	DESCRIPTION OF FEE		FEE
F-101	Administrative Fee for Retrieval of Fire Report / EMS Report		\$35.00

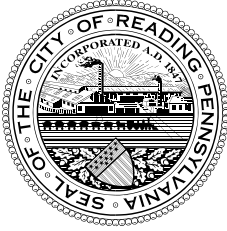
Other Matters Involving Fee Schedule is amended to add the following paragraph:

RELEASE: To obtain a copy of an EMS Report a requestor must submit a letter detailing the information requested and an executed Release that is in accordance with HIPPA regulations in addition to payment of the administrative fee for retrieval of said Report per F-101 above.

SECTION 2. All other provisions of the Fire Prevention Code of the City of Reading (Ordinance 95-2006) (the International Fire Code as adopted by the City of Reading) Chapter 6 Code Enforcement, Part 3, Section 9 Fees shall remain effective.

SECTION 3. Any court determination that a portion of an amended section is unconstitutional or invalid shall not affect the remaining portion of said section or other Ordinance sections.

SECTION 4. This Ordinance shall become effective within ten (10) days of the date of passage and approval by the Mayor or override of the Mayor's veto.



AGENDA MEMO

POLICE DEPARTMENT

TO: President Spencer and City Council

FROM: William M. Heim, Chief of Police

MEETING DATE: January 27, 2007

AGENDA MEMO DATE: January 11, 2007

RECOMMENDED ACTION:

To introduce an amendment to change the police promotional ordinance, decreasing the life of the certified list from three years to two years. Part 8, Section 1-809 is the applicable part of the City of Reading Codified Ordinances.

RECOMMENDATION:

It is the recommendation of the police department and administration to decrease the life of all certified civil lists for promotions within the police department from three years to two years. In this way, only the top performing candidates will be promoted, and a fresh list will be generated on a timelier basis. This also gives officers who missed the experience cutoff for taking the promotional test a shorter wait until they can qualify and compete for a position.

BACKGROUND:

For best results, promotional tests should be given on a frequent basis. This helps insure that only the best candidates get promoted, as the list expires before persons too far down the list become eligible for hiring. It also prevents a long wait for an officer who may have just missed a cutoff date for experience, and would face a three year wait until another test is given. Although the police chief would prefer a one year list, the cost of the testing process and the time it takes to administer and certify a test and a list makes a two year list more practical at this time.

BUDGETARY IMPACT:

Funds for testing will be expended approximately every two years instead of every three years. The actual cost of the test depends on the testing process chosen by the Civil Service Board and the number of candidates who apply for the position.

PREVIOUS ACTION:

Not applicable.

SUBSEQUENT ACTION:

To vote to approve/disapprove the amendment

RECOMMENDED BY:

The Mayor, Managing Director, and Police Chief

RECOMMENDED MOTION:

To change the police promotional ordinance, decreasing the life of the certified list from three years to two years. Part 8, Section 1-809 is the applicable part of the City of Reading Codified Ordinances.

BILL NO. _____

AN ORDINANCE

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA, CHAPTER 1 ADMINISTRATION AND GOVERNMENT, PART 8 DEPARTMENT OF POLICE, SECTION 1-809, THEREBY DECREASING CERTIFIED LIST LIFE FROM THREE TO TWO YEARS.

THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The Code of Ordinances of the City of Reading, Berks County, Pennsylvania, Chapter 1 Administration and Government, Part 8 Department of Police, Sections 1-809 shall be and is hereby amended and shall hereafter read as set forth in Exhibit A attached hereto and made a part hereof.

SECTION 2. . All other items, parts, sections, etc. of the Code of Ordinances of the City of Reading, Berks County, Pennsylvania, Chapter 1 Administration and Government, including Part 8 Department of Police, shall remain in effect unchanged and likewise are ratified.

SECTION 3. This ordinance shall be effective ten (10) days after its passage and approval by the Mayor, or repassage by City Council over the Mayor's veto, in accordance with Section 219 of the City of Reading Home Rule Charter, or as set forth in Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2007

President of Council

Attest:

City Clerk

EXHIBIT A

SECTION 1-809. Eligibility Lists.

Members of the Department whose names appear on the eligibility list as certified by the Civil Service Board shall, if passed over in the appointment, remain on the eligibility list in the position as indicated by their total score for a period of 2 years after the date the list is officially certified. If a member of the Department is passed over three times, his or her name shall be removed from the list. A member is considered to be passed over on each separate occasion when a person (s) whose name(s) appear below him or her on the eligibility list is appointed before he or she is appointed. If at any time three or less names appear on the eligibility list in effect under this Part, the Mayor may terminate the list and require the Civil Service Board to conduct retesting.

BILL NO. _____

AN ORDINANCE

AMENDING CODIFIED ORDINANCES OF THE CITY OF READING, CHAPTER 1 ADMINISTRATION AND GOVERNMENT, PART 1-191 – SECTION 5 FIRE MARSHAL THEREBY DELETING REFERENCES TO THE DEPARTMENT OF COMMUNITY DEVELOPMENT AND ADDING REFERENCES TO THE CODES OFFICE.

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Amending Part 1-191, Section 5 Fire Marshal of the Codified Ordinances of the City of Reading as follows:

Fire Marshal.

A. **Function.** The Fire Marshal shall be responsible for the fire investigation, record keeping, fire prevention and fire code enforcement for the City.

B. **Appointment.** The Fire Marshal shall be appointed by the Mayor as per §60358 of the Charter.

C. **Status.** The Fire Marshal is a member of the Fire Department and reports to its Chief. However, The Marshal shall provide investigative reports to the Mayor, managing director and the Chief.

D. **Duties.** The duties and responsibilities of the Fire Marshal shall include the following but not be limited to the following:

(1) Initiate and administer a fire prevention program for the City.

(2) Enforce the fire code in conjunction with the ~~Department of Community Planning, Programming and Development, Building Codes~~ Codes Office and Building and Trades Codes Codes Service Division – Building / Trades.

(3) Investigate cause and origin of fire as required by the Commonwealth of Pennsylvania Fire Marshal law.

(4) Maintain records as required by all applicable statutes, laws and regulations of the Commonwealth of Pennsylvania, and the City of Reading, the fire prevention code as adopted by the City of Reading and the City of Reading Department of Fire and Rescue. (Ord. 17-1996, 6/24/1996, §§8.64 - 8.71; as amended by Ord. 30-1996, 9/23/1996, §1; and by Ord. 14-2001, 5/29/2001)

SECTION 2. All Ordinances or parts thereof conflicting with the provisions

of this Ordinance are hereby repealed, insofar as they are inconsistent with this Ordinance.

SECTION 3. Any court determination that a portion of an amended section is unconstitutional or invalid shall not affect the remaining portion of said section or other Ordinance sections.

SECTION 4. This Ordinance shall become effective within ten (10) days of the date of passage and approval by the Mayor or override of the Mayor's veto.

Adopted _____, 2007

Council President

Attest:

City Clerk

Submitted to Mayor: _____

Date: _____

Received by the Mayor's Office: _____

Date: _____

Approved by Mayor: _____

Date: _____

Vetoed by Mayor: _____

Date: _____

BILL NO. _____ 2007
AN ORDINANCE

AMENDING CODIFIED ORDINANCES OF THE CITY OF READING CHAPTER 1 ADMINISTRATION AND GOVERNMENT, PART 1 ADMINISTRATIVE CODE, H. DEPARTMENT ORGANIZATION, SECTION 1-189 THEREBY DELETING REFERENCES TO THE ZONING, BUILDING, ELECTRICAL, PLUMBING, HEATING, AIR CONDITIONING, AND SUCH OTHER RELATED STRUCTURAL CODES

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Section 1-189 of the Code of Ordinances of the City of Reading, Berks County, Pennsylvania, Chapter 1 Administration and Government, Part 1 Administrative Code, H. Department Organization is hereby amended and shall now read as follows:

Section 1-189. Economic Development Manager.

1. **Position.** The Economic Development Manager shall be directed and supervised by the Managing Director and be responsible for the preparation of short and long-range planning, economic and community development programs ~~including recreation~~.
2. **Qualifications.** Minimum qualifications for this position are a bachelor's degree in a related field, or its equivalent, plus three years experience in community planning/development. A master's degree in a related field is preferred.
3. **Duties.** The duties and responsibilities of the Manager shall include, but not be limited to the below. He/She shall report to the Managing Director and personally and through subordinates on the performance of the below duties:
 - A. Perform the various duties and exercise the powers as prescribed by The "Pennsylvania Municipalities Planning Code," 1968, P.L. 805, No. 247, as amended, 53 P.S. sect. 10101 et seq.
 - B. Prepare, review and maintain the comprehensive plan of the City including data collection, mapping and analysis.
 - C. Develop the capital improvement program and assist in developing priorities and feasibility studies.

- D. Develop community block grant projects and prepare the appropriate funding grant applications.
- E. **Enforce zoning, historical preservation, building, electrical, plumbing, heating, air conditioning, and such other related structural and land use codes as may be enacted by law or ordinance.**
- F. Issue such licenses and permits as may be required by law, ordinance and the Administrative Code.
- G. Coordinate community, economic and other development projects within the City.
- H. Administer urban renewal program activities.
- I. Serve as administrative staff to the Zoning Hearing Board, City Planning Commission, Redevelopment Authority, Historical and Architectural Review Board, and Shade Tree Commission, and provide support services as deemed appropriate.

SECTION 2. All Ordinances or parts thereof conflicting with the provisions of this Ordinance are hereby repealed, insofar as they are inconsistent with this Ordinance.

SECTION 3. Any court determination that a portion of an amended section is unconstitutional or invalid shall not affect the remaining portion of said section or other Ordinance sections.

SECTION 4. This Ordinance shall become effective within ten (10) days of the date of passage and approval by the Mayor or override of the Mayor's veto.

Adopted _____, 2007

Council President

Attest:

City Clerk

BILL NO. _____ 2007

AN ORDINANCE

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA BY TRANSFERRING THE LAW REGARDING PARKING TRUCKS, TRAILERS AND MOBILE HOMES FROM CHAPTER 15 MOTOR VEHICLES AND TRAFFIC , SECTION 407 TO CHAPTER 10 HEALTH AND SAFETY, SECTION 505 AND RENUMBERING THE FOLLOWING SECTIONS IN BOTH CHAPTERS ACCORDINGLY WHICH WILL PROTECT THE QUALITY OF LIFE IN THE CITY OF READING AND PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE OF ALL CITIZENS.

WHEREAS, the City of Reading has seen a substantial increase in complaints regarding the parking and/or storage of oversized vehicles in residential areas throughout the City causing visual blight and public safety concerns such as sight distance from driveways and intersections for pedestrian and vehicular traffic.

THEREFORE THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Transferring the law – Parking Trucks, Trailers and Mobile Homes from Chapter 15 Motor Vehicles and Traffic – Section 407 to Chapter 10 Health and Safety, Section 505 and renumbering the following Sections in both Chapters accordingly.

SECTION 2. This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, or repassage by City Council over the Mayor's veto, in accordance with Section 219 of the City of Reading Home Rule Charter, or as set forth in Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2007

President of Council

Attest:

City Clerk

(Councilor Fuhs)

(Exhibit A)

§10-505. Parking Trucks, Trailers and Mobile Homes.

1. It shall be unlawful for any person to park, or allow to remain parked any vehicles, trucks, trailers, or tractors, whether attached or unattached, with a gross vehicle weight rating (GVWR) in excess of 10,000 lbs. and/or higher than 10 feet for more than 1 hour unless the vehicle is involved in the actual delivery or pick up of goods, supplies or merchandise from any building, residence or business located in the following zoning districts:

- A. R 1 A, R 1, R 2, R 3 Residential Districts
- B. Residential Outlet Districts
- C. Commercial Residential Districts
- D. Commercial Neighborhood Districts
- E. Residential Professional Office

2. It shall also be unlawful for anyone to park or allow to remain parked any boats, motor homes, recreational vehicles (RV), camping trailers, trailers of any type or passenger cars *with* attached boats, homes, camping trailers or trailers of any type in the above zoning districts.

3. Each household may apply to the Department of Police, Traffic Enforcement Office for no more than 2 Temporary Parking Permits in each calendar year, unless a special exception is authorized by the Chief of Police, for the vehicles restricted in Section 2 listed above. Temporary Parking Permits will provide residents with the ability to prepare these vehicles for personal vacations or uses. These permits may only be used in the direct block where the owner resides for no more than 5 days. The cost of each Permit shall be \$10.

4. Prior to the issuance of the citation and fine, notification of this law and a warning of the penalties imposed upon violation shall be posted on the vehicle one time. Such warning shall be properly recorded in the Police Department, the Codes Enforcement Office and the Parking Authority by the issuing enforcement official. If the vehicle is not removed within forty eight (48) hours, the enforcement official shall issue a citation and may consider removing the vehicle, as stated in Section 6 below.

5. The Department of Police, Codes Enforcement Office and Reading Parking Authority are hereby provided with enforcement authority for this section.

6. In addition to the fine charged in §10-509, the vehicle shall also be subject to immediate tow at the discretion of the *citing enforcement officer* ~~police officer~~.

BILL NO. _____

AN ORDINANCE

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF READING BY CLARIFYING THE LANGUAGE IN THE ADMINISTRATIVE CODE, SECTION 1-114 (4) – EMERGENCY MEETINGS.

THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Amending the Administrative Code Section 1-114 (4) Emergency Meetings as follows:

4. **Emergency Meetings.** ~~The Mayor may call a special meeting of Council for the purpose of taking action on an emergency and further, provided a quorum is present of Council as provided in the Charter. In the event, five council members determine that the emergency meeting is called by the Mayor, the meeting shall not be held and/or shall be adjourned without any action.~~ **The Mayor may call a special meeting of Council in the event of an emergency that poses a sudden, clear and present danger to life or property, provided a quorum is present.**

SECTION 2. This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, or repassage by City Council over the Mayor's veto, in accordance with Section 219 of the City of Reading Home Rule Charter, or as set forth in Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2007

President of Council

Attest:

City Clerk

(Council Staff)

RESOLUTION O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES
AS FOLLOWS:

WHEREAS, Due to overwhelming financial burden, the Reading Regional Airport Authority has determined it necessary to sell assets in order to ensure the continued operation and maintenance of the Reading Regional Airport. The Reading Regional Airport Authority has asked City Council to authorize the Authority to sell 187+ acres, located in the northeast portion of this parcel, to the Berks County Industrial Authority, at terms agreed upon between the Reading Regional Airport Authority and the Berks County Industrial Development Authority; and

WHEREAS, Council takes this action in accordance with Section 5607 (c) of the Municipal Authorities Act, which provides the organizing authority, the City of Reading, with the power to specify the project or projects to be undertaken by the Reading Regional Airport Authority.

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF READING
HEREBY RESOLVES AS FOLLOWS:**

To authorize the Reading Airport Regional Airport Authority to enter into an agreement with the Berks County Industrial Development Authority for the sale of property at terms to be agreed upon by the parties, after proper application and authorization is obtained from the FAA and all other applicable authorities and such documentation is supplied to the City of Reading.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher

RESOLUTION NO. _____

**A RESOLUTION TO ADOPT THE NATIONAL
INCIDENT MANAGEMENT SYSTEM AS THE
POLICY OF THE CITY OF READING**

WHEREAS, the President in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System which would provide a consistent nationwide approach for Federal, State, local, and tribal governments to work together more effectively and efficiently to prepare for, prevent, respond to, and recover from domestic incidents, regardless of cause, size, or complexity; and

WHEREAS, the collective input and guidance from all Federal, State, local, and tribal homeland security partners has been, and will continue to be, vital to the effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary and desirable that all Federal, State, local, and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, HSPD-5 requires Federal departments and agencies to make adoption of the NIMS by State, tribal, and local organizations a condition for Federal preparedness assistance beginning in fiscal year 2005; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the State's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and

streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, including current emergency management training programs; and

NOW, THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

To adopt the National Incident Management System (NIMS) and recommend all public safety agencies, emergency responders, hazardous materials users and transporters, hospitals and school districts situated within the municipality do the same.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher

RESOLUTION. _____

A RESOLUTION OF THE CITY OF READING RECOGNIZING THE NEED TO IMPROVE STATE ROUTE 222 NORTH FROM ONTELAUNEE TOWNSHIP TO INTERSTATE 78:

WHEREAS, State Route 222 North from Reading to Interstate 78 is a crucial transportation artery in Berks County; and

WHEREAS, the economies of Greater Reading and Berks County depend on the speedy transfer of goods and ideas from across the Mid-Atlantic region. Adequate infrastructure is essential to making the region attractive to new business, retaining existing business and providing a competitive advantage over other regions; and

WHEREAS, State Route 222 is insufficient to meet the evolving needs of commerce and must be expanded and improved to ensure the successful long-term development of Greater Reading and Berks County.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

To call upon the appropriate State and Federal officials to act towards the expansion and improvement of State Route 222, running north from Ontelaunee Township to the point where it joins with Interstate 78.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher

R E S O L U T I O N O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES
AS FOLLOWS:

That Dan Luckey is appointed to the Reading Area Redevelopment
Authority with a term ending February 12, 2012.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

R E S O L U T I O N O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES
AS FOLLOWS:

That Michele Heizmann Lauter is reappointed to the Reading Area
Redevelopment Authority with a term ending February 12, 2012.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

R E S O L U T I O N O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES
AS FOLLOWS:

That William Guthier is appointed to the Historical Architectural
Review Board with a term ending February 12, 2012.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

R E S O L U T I O N O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES
AS FOLLOWS:

That Brian Doerrman is reappointed to the Stadium Commission
with a term ending February 12, 2012.

Adopted by Council _____, 2007

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk